

Docket No.: 219002031700

PATENT

I hereby certify that the Comment of the Comment of

Dated: 8/7

Signature:

(Michael Boyd)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Lawrence W. STANTON and Ann M. KAPOUN

Serial No.: 09/665,976

Filing Date: September 20, 2000

For: SECRETED FACTORS

Examiner: J. Souaya

Group Art Unit: 1634

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the aboveidentified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

08/13/2003 CNGUYEN 00000053 031952 09665976 02 FC:1806 180.00 DA

| | This In | formation Disclosure Statement is submitted: | | | | |
|---|-------------|--|--|--|--|--|
| | With | With the application; accordingly, no fee or separate requirements are required. | | | | |
| | Befor | re the mailing of a first Office Action after the filing of a Request for Continued | | | | |
| | Exam | nination under § 1.114. | | | | |
| | With | in three months of the application filing date or before mailing of a first Office Action | | | | |
| | on the | e merits; accordingly, no fee or separate requirements are required. | | | | |
| X | After | receipt of a first Office Action on the merits but before mailing of a final Office Action | | | | |
| | or No | or Notice of Allowance. | | | | |
| | | A fee is required. A check in the amount of is enclosed. | | | | |
| | \boxtimes | A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to | | | | |
| | | this submission in duplicate. | | | | |
| | | A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is | | | | |
| | | believed to be due. | | | | |
| | After | mailing of a final Office Action or Notice of Allowance, but before payment of the | | | | |
| | issue | fee. | | | | |
| | | A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the | | | | |
| | | amount of is enclosed. | | | | |
| | | A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal | | | | |
| | | form (PTO/SB/17 is attached to this submission in duplicate.) | | | | |

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to <u>Deposit Account No. 03-1952</u> referencing <u>219002031700</u>. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: August 7, 2003

Respectfully submitted,

James J. Muller, III, Ph.D.

Registration No.: 44,957 MORRISON & FOERSTER LLP

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San Diego, California 92130

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Attorneys for Applicant

Form PTO-1449

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

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|--------------------------------|-------------------------------|--|--|
| Docket Number 219002031700 | Application Number 09/665,976 | | |
| Applicant | ON A A M & ADOLD! | | |
| Lawrence W. STANTO | ON and Ann M. KAPOUN | | |
| Filing Date September 20, 2000 | Group Art Unit 1634 | | |
| Mailing Date August 7, 2003 | | | |

U.S. PATENT DOCUMENTS

| Examiner Initials | Ref. No. | Date | Document No. | Name | Class | Subclass | Filing Date If Appropriate |
|----------------------|-------------|------|--------------|------|-------|----------|-------------------------------|
| | | | | | | | |

FOREIGN PATENT DOCUMENTS

| | Examiner Initials | Ref. No. | Date | Document No. | Country | Class | Subclass | Translation YES NO |
|---|----------------------|-------------|------|--------------|---------|-------|----------|-----------------------|
| 1 | | | | | | | | |

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

| Examiner Initials | Ref. No. | Title |
|----------------------|-------------|--|
| | 1. | Mason et al., "Clinical merit of endomyocardial biopsy", Circulation, 79:971:979 (1989). |

EXAMINER:

1DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.